MEMORANDUM

Agenda Item No. 11(A)(19)

TO:

Honorable Chairman Bruno A. Barreiro

and Members, Board of County Commissioners

DATE:

June 5, 2007

FROM: Murray A. Greenberg

County Attorney

SUBJECT:

Resolution authorizing

in-kind services for the XIII Inter-American Conference of

Mayors

The accompanying resolution was prepared and placed on the agenda at the request of Senator Javier D. Souto.

County Attorney

MAG/jls

TO: Honor

Honorable Chairman Bruno A. Barreiro

DATE:

June 5, 2007

and Members, Board of County Commissioners

FROM:

Murray A. Greenbe

Please note any items checked.

County Attorney

SUBJECT: Agenda Item No. 11(A)(19)

	"4-Day Rule" ("3-Day Rule" for committees) applicable if raised
	6 weeks required between first reading and public hearing
 .	4 weeks notification to municipal officials required prior to public hearing
	Decreases revenues or increases expenditures without balancing budget
·	Budget required
	Statement of fiscal impact required
	Bid waiver requiring County Manager's written recommendation
	Ordinance creating a new board requires detailed County Manager's report for public hearing
	Housekeeping item (no policy decision required)
	No committee review

Approved	Mayor	Agenda Item No.	11(A)(19)
Veto		06-05-07	
Override			

RESOLUTION NO.

RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE POLICE DEPARTMENT, THE MIAMI-DADE TRANSIT AGENCY, THE COMMUNICATIONS DEPARTMENT, THE ENTERPRISE TECHNOLOGY SERVICES DEPARTMENT, THE OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT, AND THE MIAMI-DADE FIRE RESCUE DEPARTMENT FOR THE JUNE 11-14, 2007 XIII INTER-AMERICAN CONFERENCE OF MAYORS AND LOCAL AUTHORITIES SPONSORED BY FIU'S INSTITUTE FOR PUBLIC MANAGEMENT AND COMMUNITY SERVICE, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$35,948.00 TO BE FUNDED IN PART FROM THE COUNTYWIDE IN-KIND RESERVE FUND, AND IN PART FROM THE NON-AD VALOREM PORTION OF THE FIRE RESCUE IN-KIND RESERVE FUND

WHEREAS, FIU's Institute of Public Management and Community Service has requested in-kind services from the Miami-Dade Transit Agency, the Communications Department, the Enterprise Technology Services Department, the Office of Community and Economic Development, and the Miami-Dade Fire Rescue Department for the June 11-14, 2007 XIII Inter-American Conference of Mayors and Local Authorities in an amount not to exceed \$35,948.00 (see attached Fee Waiver/In-kind Service Application); and

WHEREAS, FIU's Institute of Public Management and Community Service is a not-forprofit organization; and

WHEREAS, the XIII Inter-American Conference of Mayors and Local Authorities will further strengthen the role of local government officials in providing leadership on the major issues common to the Western Hemisphere; and

WHEREAS, the XIII Inter-American Conference of Mayors and Local Authorities is expected to draw several hundred legislative and executive officials from city, regional, and national governments in the Americas and interested parties from private and non-governmental organizations throughout the Americas; and

WHEREAS, the XIII Inter-American Conference of Mayors and Local Authorities is a special event, as that term is defined on the attached Fee Waiver/In-kind Service Application, and \$32,588.00 of the in-kind services shall be funded from the Countywide In-kind Reserve Fund and \$3,360.00 of the in-kind services shall be funded from the Fire Rescue In-kind Reserve Fund; and

WHEREAS, this Board desires to provide County in-kind services to ensure a successful XIII Inter-American Conference of Mayors and Local Authorities,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY

COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board authorizes in-kind services from the Miami-Dade Police Department, the Miami-Dade Transit Agency, the Communications Department, the Enterprise Technology Services Department, Office of Community and Economic Development, and the Miami-Dade Fire Rescue Department in an amount not to exceed \$35,948.00, to be funded in part from the Countywide In-kind Reserve Fund and in part from the non-ad valorem portion of the Fire Rescue In-kind Reserve Fund for the June 11-14, 2007 XIII Inter-American Conference of Mayors and Local Authorities, as outlined in the attached budget, incorporated herein by reference, and in Exhibit 1.

Agenda Item No. 11(A)(19) Page No. 3

The foregoing resolution was sponsored by Sen	nator Javier D. Souto and offered by
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Commissioner , who moved its adoption. The motion was seconded by

Commissioner and upon being put to a vote, the vote was as follows:

Bruno A. Barreiro, Chairman Barbara J. Jordan, Vice-Chairwoman

Jose "Pepe" Diaz

Carlos A. Gimenez

Joe A. Martinez

Dorrin D. Rolle

Katy Sorenson

Carlos A. Gimenez

Sally A. Heyman

Dennis C. Moss

Natacha Seijas

Rebeca Sosa

Sen. Javier D. Souto

The Chairperson thereupon declared the resolution duly passed and adopted this 5th day June, 2007. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA BY ITS BOARD OF COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By:	
Deputy Clerk	

Approved by County Attorney as to form and legal sufficiency.

MR

Monica Rizo



THIRTEEN INTER-AMERICAN CONFERENCE OF MAYOR

In-Kind Services Budget Inter-American Conference of Mayors June 11-14, 2007

VARIOUS DEPARTMENTS

County Staff Support for Conference Administration

\$10,048

- 1. Maria Batista Transit (40 hrs)
- 2. Karen Naya Communications (40 hrs)
- 3. Winston Parkinson OCED (40 hrs)
- 4. Yemar Reus Fire Dpt. (40 hrs)
- 5. Carlos Heredia Fire Dpt. (40 hrs)
- 6. Manny Serrano Transit (32 hours)

 $44.00 \times 40 \text{ hrs} = 1,760$ $1760 \times 4 = 7,040 \text{ (4 Staff)}$

 $40.00 \times 32 \text{ hrs} = 1,400 (1 \text{ Staff})$

 $$40.00 \times 80 \text{ hrs} = $3,200 (2 \text{ Staff})$

MIAMI-DADE POLICE DEPARTMENT

Security (two officers at hotel from 8am-10pm)

\$ 7,000

2-4 Officers (supervision and traffic support at Vizcaya reception & other events)

Monday 2:00 PM – 9:00 PM (2-Officers)

Tuesday (2 Officers)

Wednesday (4 Officers)

Thursday (4 Officers)

MIAMI-DADE TRANSIT AGENCY

Transportation* (includes four buses to the

\$14,400

Wednesday, June 13, 2007

6 buses 6:00 pm to 11:00 pm Radisson Hotel to Vizcaya

\$62.00 per hour 5 hours times 6 buses = \$1,860.00 Travel time for 6 buses 209.00

4 staff persons for 5 hours @45.00 per 900.00

\$2,969.00

ETSD

Equipment (copy machines, faxes, computers)

\$ 4,000

Copy Machines: a large machine to handle a large volume of copies

or at least 2 smaller machines; 1-Fax Machine

Computers: 4 (or laptops); Color printers: 2 or 3

Vizcaya Museum and Gardens

Fee waiver for rental of the facilities

\$15,625

GSA

Printing (tickets for meal events and Vizcaya Reception)

\$ 500

Total In-Kind Budget

\$51,573



MIAMI-DADE COUNTY FEE WAIVER/IN-KIND SERVICES APPLICATION

COUNTY FEE WAIVERS OR IN-KIND SERVICES REQUESTED THROUGH THIS PROCESS ARE NOT EFFECTIVE UNTIL APPROVED BY ACTION OF THE BOARD OF COUNTY COMMISSIONERS PURSUANT TO THE MIAMI-DADE COUNTY HOME RULE CHARTER

Please complete the following form and submit completed form along with requested materials, if applicable, to:

		Offic 111	ores Green te of Strategic Business Management N.W. 1st Street, Suite 2200 ni, FL 33128	Phone: Fax:	(305) 375-5143 (305) 375-5168	
Тур	e of E	Event/Application	n (select one of the following):			
		District Event				nd date; copy will be
		Small Event -	submitted to the appropriate District Commissioner Event of minimal impact not necessarily related to a date.)	specific commission	eceipt of application.) on district. (Complete que	estions 1-7, sign and
	X	Special Event		with localized impac	ot limited to an individual	community or
		Major Event -	Large Event with expected attendance of over 5,00 vandalism (Complete questions 1-12, sign, date and	0 or significant prob	ability of protests, contro	oversy, violence or
1.	Full	legal name of t	he requesting organization: <u>FIU's Institute for Public M</u>	aganagement & Co	mmunity Service	
2.	App	olicant Status: (5	Select one of the choices below)			
		☐ For-	For-Profit or Tax Exempt Profit nty Sponsored Event/Sponsoring Department er (specify);	Local Government	or Public Entity	
3.	Cris	ne and contact stina A. Rodrigu mi, FL 33199	information for single point of contact (address, phone, ez-Acosta. Tel (305) 348-1271, fax (305) 348-1273, en	fax, e-mail address nail: lagierc@fiu.edu	s, etc.): <u>Dr. Allan Rosent</u> ı Address: 11200 SW 8 ^{tt}	<u>aum and/or Ms.</u> · St. – PCA 350B,
4.	sec (bus	urity (2 police of ses to Vizcaya r	or in-kind service requested (quantify, if applicable): Sifficers at hotel from 8am to 8pm for 3 days, including steception, airport hotel transfers, supervisory assistance achine, faxes, flags of the Americas for decoration, pla	upe <mark>rvision and traffi</mark> e and Metrorail pas	c support at Vizcaya rec ses for conference partic	eption); Transportation ipants); equipment
5.	Cou cou regi	nference of May ncil members, l ional and nation	nt, description, and purpose of the event (if event is a fuors and Local Authorities, June 11-14, 2007 at the down equisitators, governors, public officials, political leaders, all leaders of the Western Hemisphere to discuss issue Conference is sponsored by Miami-Dade County.	Intown Radisson Horepresentatives of n	otel. The Conference will on-governmental organi	l bring together mayors zations, as well as loca
6.	Plea	ase select ALL t	hat apply to event:			
		You Hea of life	homic Development: Event supports vitality or growth the head of the home in the home is the home in the home in the home in the home is the home in t	offers educational be causes and/or soci	enefits	is that improve quality
		□ Envi	 and Culture: Event supports music, theatre, literature, ronmental: Event benefits environmental concerns or rts and Athletics: Event supports/promotes organized 	promotes conservat		

Page 1 of 2 Revised: 10/8/2003

7

7.	Physical address of event venues (please specify Commission District(s)):	Downtown Radisson Hotel, 1601 Biscayne Boulevard, M	iami,
	<u>FL</u>		

MIAMI-DADE COUNTY FEE WAIVER/IN-KIND SERVICES APPLICATION

8.	Description of regional or local impact:See attached Appendix 'A" _
9.	Daily/hourly event schedule, including set-up and breakdown schedule (attach event calendar, if applicable): _See attached agenda
10.	Detailed description of event venues (map or schematic of event venues, access points, surrounding roadways and traffic flow diagrams, if applicable): Dowtonw Radisson Hotel for all conference events. Wednesday, June 21 from 8pm to 10pm, reception at Viscaya Museum and Gardens.
11.	Expected number of participants and estimated attendance (per day, if applicable): 400 to 500 participants are expected to attend the Conference each day.
addi	Itemized budget, including total event budget, total budget of host organization, if applicable, and total commitment of resources (attach tional pages as needed): See attached Conference budget for host organization (Appendix 'B' and 'C")
	reby certify that all the statements made in this application are true and correct. Use Roseware
Sigr	ature of Authorized Representative
4/2	5/07
Date	

APPENDIX 'A'

The Inter-American Conference of Mayors and Local Authorities

A Brief Overview

For the last ten years, Miami-Dade County Government has sponsored (and Florida International University has organized for it) the Inter-American Conference of Mayors and Local Authorities. The idea of organizing such an annual conference in Miami-Dade County originated with County Commissioner, Sen. Javier D. Souto and this event rapidly emerged as the largest and most important annual gathering of people concerned with local democracy in the Hemisphere. Over the years the event has received extensive newspaper, television and radio coverage throughout the Hemisphere and has served to significantly demonstrate Miami-Dade County's leadership in the promotion of democracy and good governance in the Americas.

The Inter-American Conference of Mayors has played an important role in shaping the discussions regarding the strengthening of local governments in the Americas. This has been demonstrated by its contributions to the Organization of American State's Summit of the Americas Process and many other comparable events. Indeed, it was a result of efforts originating from the Conference that produced the first recognition by the Hemisphere's Presidents of the importance of local governance for democracy in the region as reflected in the Declaration of the Quebec Summit of 2001.

- Over the past ten years the Inter-American Conference of Mayors has brought to Miami-Dade County about 5,280 local leaders, senior government officials, legislators, governors and senior administrators of the Americas and about 10,560 accompanying visitors to the County. It should be noted that conference attendees cover all of their own participation costs.
- Among the participants from Latin America have been many of the leading figures in the Hemisphere including the chief executives of such cities as Bogota, Medellin and Cali, Colombia; Panama City, Panama; Guatemala City, Guatemala; San Salvador, El Salvador; Santiago, Chile; Cordoba, Argentina; Tegucigalpa, Honduras; Asuncion, Paraguay; Santa Cruz, Bolivia; Quito, Ecuador; Lima, Peru; Monterrey, Mexico; etc.
- Senior high ranking officials of the US Government routinely attend the Conference. In the past these have included the Secretary of US Department of Housing and Urban Development; various assistants to the President of the United States including the White House Representative for Local Governments; the Deputy Director of the US Agency for International Development; US Ambassador to the Organization of American States; and the President of the Inter-American Foundation among others.
- Key leaders of major international organizations have routinely participated. Among them have been the President of the Inter-American Development Bank; the Secretary General of the Organization of American States; senior officials of the World Bank and the United Nations; etc.
- The Inter-American Conference of Mayors has brought to the local hotel industry over \$660,000 just in room revenue. About \$85,800 in local taxes have been related to those rooms (@13%).

• If we assume that each attendee has spent at least \$500 in shopping, dining and entertainment, the Conference has brought about \$2,640,000 to the local economy in the past ten years. This number would be much more if we were to estimate what the accompanying persons have spent while in Miami-Dade County.

It's been said about the Conference:

"It's been a great pleasure attending the Inter-American Conference of Mayors. It's a very enriching and interesting experience, even more so because of the attendance by so many people from different countries. The experiences discussed were all relevant. We want to thank you also for the great experience we personally had in that beautiful County".

Hon. Armida Villela de Lopez Contreras, Vice President of Honduras

"...The important contribution and the efforts made by your organization...significantly enriched the Summit Process and increased hemispheric cooperation with regard to the goals of the Fourth Summit of the Americas including job creation, democratic governance, citizen participation, and the promotion of human rights."

Mr. Luis Alberto Rodriguez, Director, Summit of the Americas Secretariat, Organization of American States

"...this (The Inter-American Conference of Mayors) venue, is an open space of discussion and analytical reflection that benefits all the local governments of Latin America... and it has become a central point of reference for all of us..."

Hon, Enrique Riera Escudero, Mayor of Asuncion, Paraguay

"I consider forums like this one as an incredible opportunity to share with different people very diverse experiences...The possibility of discussing initiatives with representatives from other cities is an invaluable opportunity...I am convinced that the Conferences is the ideal scenario for the discussion of themes related to the strengthening of democracy, local development and decentralization".

Hon. Sergio Fajardo Valderrama, Mayor of Medellin, Colombia

"...the Mayors conference is a unique venue, in that it brings together local officials from throughout the region, permitting them to interact and exchange information with their colleagues, identify and work together on common challenges and improve their own knowledge and skills, the conference is a

work together on common challenges and improve their own knowledge and skills...the conference is a valuable tool for building and strengthening capacity in the Americas for more effective local governance."

Ms. Elizabeth Spehar, Former Director of the Unit for the Promotion of Democracy at the Organization of American States

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Appendix "B"

Minainal Investigate (Duste -4 Disease)	ence					
Principal Investigator/Project Director:	Dr. Allan Rosenbaum		40/4/0000	-		OPOPO
Agency: Miami-Dade County Seaport Department	Duration Society Asses	From:	10/1/2006	То:		9/30/200
 Senior Personnel: PI/PD, Co-PI's, Faculty and other List each separately with title; For A.6 show number in br 		12 month	9 month	Summer		Total
. Conference Director - Allan Rosenbaum - 1		\$ 2,107.00	\$ -	\$ -	s	2,107.00
FRINGE BENEFITS FOR PERSONNEL		\$ 2,107.00	5	3	s	<u>-</u>
. Conference Coordinator - Cristina A. Rodrig	V/1-410	\$ 57,214.00	\$ -	\$ -	s	57,214.00
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Appendix "B"

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	amount for each item exceeding \$1,000)		
l	TOTAL PERMANENT EQUIPMENT		
E.	Total Direct Costs (A through D)		1002000
F.	Indirect Costs		
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	TOTAL INDIRECT COSTS	5	6 956 54
G.	TOTAL DIRECT AND INDIRECT COSTS		30,000.14

Appendix "C"

ncipal Investigator/Project Director: Dr. Allan Rosenbau	m			
ency: Miami-Dade Tourist Development Council - TDC Duratio	on From:	10/1/2006	To:	9/30/200
Senior Personnel: PI/PD, Co-PI's, Faculty and other Senior Assoc.		, , , , , , , , , , , , , , , , , , , ,		
t each separately with title; For A.6 show number in brackets)	12 month	9 month	Summer	Total
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2. Computer Services/Time				0.0
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4. Data Processing Supplies				0.0
5. Educational Supplies				0.0
6. Food				0.0
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		TOTAL EXPENSES	4.6.6c.0jc
D.	Permanent Equipment & Books or other library resources (list item and dollar		
	amount for each item exceeding \$1,000)		
	·	TOTAL PERMANENT EQUIPMENT	Fair William
E.	Total Direct Costs (A through D)		Cila Alejejaja
F.	Indirect Costs		
		INDIRECT COST RATE	
		INDIRECT COST BASE	10/010
	· · · · · · · · · · · · · · · · · · ·	TOTAL INDIRECT COSTS	
G.	TOTAL DIRECT AND INDIRECT COSTS		41210101010

ELEVENTH INTER-AMERICAN CONFERENCE OF MAYOR JUNE 19-22, 2005 IN-KIND BUDGET

Staff Support (in-kind County Staff for Conference administration)	\$7,000
Security (two officers at hotel from 8am-10pm for three (2) days including supervision and traffic support at Vizcaya reception)	\$7,000
Transportation* (includes four buses to the Vizcaya reception, two buses and vans for airport hotel transfers, supervisory assistance, and Metrorail passes for conference participants)	\$7,000
Equipment (copy machines, faxes, computers)	\$4,000
Printing (tickets for meal events and Vizcaya Reception)	\$ 500
Total In-Kind Budget	\$25,500



^{*}Based on last year's conference events. This year's events will be similar in scope



MEMORANDUM

TO:

Officers of the Division of Sponsored Research

FROM:

Vicente A. Tome VAT

Associate General Counsel

DATE:

6 May 2004

RE:

Tax Exempt Status of Florida International University

This is in response to your request for a written legal opinion concerning the above-mentioned subject.

Florida International University is part of the State University System of Florida and one of the eleven public universities in Florida, as provided in Section 1000.21(6) of the Florida Statutes. The Florida International University Board of Trustees is a public body corporate primarily acting as an instrumentality or agency of the state for purposes of sovereign immunity. See Article IX (7) of the State of Florida Constitution and Section 1001.72(3) and (5), F.S.

Section 115(1) of the Internal Revenue Code [26 U.S.C. §115(1)] exempts from taxation income derived from "the exercise of any essential governmental function and accruing to a State." Education has been recognized by the courts as an "essential governmental function." See Section 1001.72(3), F.S. Therefore, Florida International University is exempt from taxation under §115(1).

Private universities apply for exemption from taxation as educational institutions under another provision of the Internal Revenue Code, §501(c)(3) [26 U.S.C. §501 (c)(3)]. Unlike private universities, Florida International University is exempt from taxation by operation of law as a public body corporate as stated above and does not need to become a §501 (c)(3) to enjoy tax-exempt status. Accordingly, gifts to Florida International University are tax deductible to the same extent as gifts to not-for-profit, 501(c) (3) organizations and there is no reason to treat a Section 115(1) organization differently than a Section 501(c)(3) organization for the purposes of gifts.

I trust this memorandum is responsive to your request.

Office of the General Counsel
11200 S.W. 8th Street, PC 545 * Miami, FL 33199 * Tel: (305) 348-2103 * Fax: (305) 348-3272 * www.fiu.udu

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Date:

June 5, 2007

To:

Honorable Chairman Bruno A. Barreiro

and Members Board of County Commissioners

From:

County Manager

Subject:

Countywide In-Kind Request Recommendation

The Office of Strategic Business Management (OSBM) has reviewed the attached in-kind request and recommends for the item to move forward to the Board of County Commissioners for consideration. The countywide in-kind reserve balance allows for the funding of this request.

<u>Background</u>

A waiver for in-kind services has been requested by a not-for-profit organization the Florida International University 13th Inter-American Conference of Mayors and Local Authorities scheduled for June 11-14, 2007.

In-kind services have been requested in an amount not to exceed \$7,000 from the Miami-Dade Police Department, \$17,568 from the Miami-Dade Transit Agency, \$1,760 from the Communications Department, \$500 from General Services Administration, \$4,000 from the Enterprise Technology Services Department, \$1,760 from the Office of Community and Economic Development and \$3,360 Miami Dade County Fire Department for a total in-kind amount of \$35,948. This event will be funded in part from the countywide in-kind reserve fund and in part from the non-ad valorem portion of the Fire Rescue District Budget.

In FY 2006-07, Florida International University has received a total of \$299,549 in county support (\$130,000 in General Fund, \$162,549 funded from the Department of Cultural Affairs, \$2,000 from District 1 and \$5,000 from District 4 discretionary reserves). In addition, on the May 14, 2007 Recreation and Cultural Affairs Committee, under the sponsorship of Commissioner Souto, for your consideration, is a fee waiver for the use of Vizcaya Museum and Gardens in the amount not to exceed \$15,625.

Inkind8507

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